UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK BECKY L. HAZLEWOOD, Plaintiff,

> 6:12-CV-798 -V-

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

APPEARANCES: OF COUNSEL:

OFFICE OF PETER W. ANTONOWICZ PETER W. ANTONOWICZ, ESQ. Attorney for Plaintiff 148 West Dominick Street Rome, NY 13440

OFFICE OF REGIONAL GENERAL COUNSEL

Attorneys for Defendant Social Security Administration Region II 26 Federal Plaza, Room 3904 New York, NY 10278

ANDREEA L. LECHLEITNER, ESQ.

DAVID N. HURD United States District Judge

## **DECISION and ORDER**

Plaintiff Becky L. Hazlewood filed this action seeking judicial review of a final decision of the Commissioner of Social Security denying her application for Social Security Disability Benefits and Supplemental Security Income. By Report-Recommendation dated May 7, 2013, the Honorable Andrew T. Baxter, United States Magistrate Judge, recommended that

the decision of the Commissioner be reversed and the case remanded pursuant to sentence four of 42 U.S.C. § 405(g) for a further analysis of plaintiff's ability to perform her prior work. No objections to the Report-Recommendation were filed.

Based upon a careful review of the entire file and the recommendations of the Magistrate Judge, the Report-Recommendation is accepted in whole. <u>See</u> 28 U.S.C. § 636(b)(1).

Accordingly, it is

ORDERED that

The Commissioner's decision is VACATED and the matter is REMANDED pursuant to sentence four of 42 U.S.C. § 405(g) for a further analysis of plaintiff's ability to perform her prior work, consistent with the Report-Recommendation.

IT IS SO ORDERED.

United States District Judge

Dated: August 6, 2013 Utica, New York.